

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.  
**19345-086780**

In Re Application Of

Kerr

MAR 25 2003

Serial No.  
09/807,634

~~Filing Date~~  
04/16/2001

**Examiner**  
**Williams**

Group Art Unit  
2321

## Invention:

ALL GEAR INFINITELY VARIABLE TRANSMISSION APR 08 2003

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**GROUP 3600**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of 12/16/2002 in the above-identified application.

The requested extension is as follows (check time period desired):

- One month       Two months       Three months       Four months       Five months

from: 01/16/2003      until: 03/16/2003

The fee for the amendment and extension of time has been calculated as shown below:

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	-	20 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	-	3 =	0	x \$84.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$410.00
<b>TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME</b>					<b>\$410.00</b>

04/04/2003 AWONDAF1 00000021 501759 09807634

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**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.  
**19345-086780**

The fee for the amendment and extension of time is to be paid as follows:

- A check in the amount of \$410.00 for the amendment and extension of time is enclosed.
- Please charge Deposit Account No. in the amount of \$410.00  
A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1759  
A duplicate copy of this sheet is enclosed.
- Any additional filing fees required under 37 C.F.R. 1.16.
- Any patent application processing fees under 37 CFR 1.17.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-1759 A duplicate copy of this sheet is enclosed.
- Credit Card Form PTO 2038

*Declined 3/31/03 customer gave authorization to  
charge Deposit Account #50-1759*

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**GROUP 3600**



*Signature*

Dated: 03/17/2003

**Robin W. Asher, Reg. No. 41,590**  
Clark Hill PLC  
500 Woodward Avenue, Suite 3500  
Detroit, MI 48226-3435  
(313) 965-8300

I certify that this document and fee is being deposited on 03/17/2003 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



*J.H. Fournier*  
*Signature of Person Mailing Correspondence*

**J.H. Fournier**

*Typed or Printed Name of Person Mailing Correspondence*

CC:



#9  
D Nash  
4/11/03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Art Unit: 3681 )

Examiner: Williams, Eric M. )

Applicant(s): Kerr )

**ELECTION**

Serial No.: 09/807,634 )

Filing Date: 04/16/01 )

Title: ALL GEAR INFINITELY VARIABLE  
TRANSMISSION )

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Assistant Commissioner for Patents  
Washington, D.C. 20231

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APR 08 2003  
**GROUP 3600**

Dear Sir:

This is in response to the Office Action dated December 16, 2002.

The Examiner indicated that the reply filed on 10-08-2002 was not fully responsive to the prior Office Action because the reply must identify the claims readable on the elected species, including any claims subsequently added pursuant to MPEP 809.02(a) and 37 CFR 1.111.

The Examiner previously indicated that the Applicant is required to elect a single invention to which the claims must be restricted from the following Groups:

Group I, claims 1-26 drawn to an Infinitely Variable Transmission;

Group II, claims 27-31 drawn to an Actuator; and

Group III, claims 32-35 drawn to a Method for Defining Tooth Flanks on a Pair of Meshing Non-Circular Gears.

Additionally, the Examiner indicated that the claims are directed to more than one species of the generic invention and required an election of one species for the Group elected.

In response, Applicant elected to continue to prosecute the Group the Examiner identified as Group I, claims 1-26 and elected the species of Figures 2f; 5a,b; and 11b.

Applicant now further identifies the claims which are readable on the elected species as follows:

Claims 1-4 and 8 read on Fig. 2f.

Claim 17 reads on Figs. 5a,b.

Claims 23,24 read on Fig. 11b.

Additionally, the remaining claims read on the following species:

Claim 5 reads on Fig. 8, claim 6 reads on Fig. 9, claim 7 reads on Fig. 10, claim 9 reads on Fig. 2e, claims 10-11 read on Fig. 11, claim 12 reads on Fig. 12, claim 13 reads on Fig. 13, claims 14-15 read on Fig. 14, claims 16-19 read on Figs. 3, claims 20-22 read of Fig. 13, claim 25 reads on Fig. 16 and claim 26 reads on Fig. 17.

It is respectfully submitted that this patent application is in condition for examination on the merits, which is respectfully solicited. If the Examiner has any questions regarding this election or patent application, the Examiner is invited to contact the undersigned.

The Commissioner is hereby authorized to charge any underpayment or credit any overpayment of the above fees associated with this Communication to Deposit Account No. 50-1759. A duplicate copy of this form is attached.

Respectfully submitted,



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Robin W. Asher  
Registration No. 41,590

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Date: March 17, 2003

**Attorney Docket No. 19345.086780**